

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

DARCY L. PFORTMILLER,

Plaintiff,

Vs.

UNION PACIFIC RAILROAD COMPANY,

Defendant.

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8:05CV179

ORDER

The parties' July 18, 2005 deadline for filing a Rule 26(f) planning report was previously suspended pending settlement discussions. Counsel advised that a mediation session was held on September 19, 2005. No notice of settlement has been filed.

IT THEREFORE IS ORDERED:

1. Counsel for the parties shall meet and confer pursuant to Fed. R. Civ. P. 26(f) and file a planning report with the court no later than Friday, November 4, 2005.
2. Defendant's Motion for Change of Venue to North Platte (#4) is denied without prejudice to reassertion after the parties have filed their Rule 26(f) planning report.

DATED October 21, 2005.

BY THE COURT:

**s/ F.A. Gossett
United States Magistrate Judge**